

IN THE COURT OF APPEALS OF TENNESSEE  
AT KNOXVILLE  
June 2000

**ROBERT L. TAYLOR v. MICHELLE BOWERS TAYLOR**

**Direct Appeal from the Chancery Court for Unicoi County  
No. 5619 G. Richard Johnson, Judge**

**FILED JULY 25, 2000**

**No. E1999-01774-COA-R3-CV**

This appeal arises from a hearing in the Unicoi Chancery Court on motions by the parties. The Court determined that Michelle Taylor should retain custody of the parties' minor child and that Robert Taylor should satisfy his child support arrearage. We affirm the judgment of the Chancery Court and remand for further proceedings, if any, consistent with this opinion.

**Tenn. R. App. P. 3 Appeal as of Right; Judgment of the Chancery Court Affirmed and Remanded**

HOUSTON M. GODDARD, P.J., delivered the opinion of the court, in which HERSCHEL P. FRANKS and D. MICHAEL SWINEY, JJ. joined.

Robert L. Taylor, Pro Se.

Judith Fain, Johnson City, Tennessee, for the appellee, Michelle Bowers Taylor.

**OPINION**

This is an appeal from a judgment entered by the Unicoi County Chancery Court following a hearing considering, among numerous issues, a change of custody for the parties' minor son and payment by the Father of his child support arrearage.

The Chancery Court held that the Father failed to prove that a change of custody was warranted, and thus, custody and control of the parties' son remained with the Mother. In addition,

the Chancery Court held that the Father was in contempt for refusal to pay child support, and therefore, ordered him to satisfy his child support arrearage.

We are unable to address Mr. Taylor's issues because we have only a partial transcript as part of the appellate record, and all of the issues raised require a consideration of the facts. Under such circumstances, we must presume the judgment of the Trial Court is supported by sufficient evidence. Daniel v. Metropolitan Government, 696 S.W.2d 8 (Tenn. Ct. App. 1985).

In light of the foregoing, we conclude that this is a proper case for affirmance pursuant to Rule 10(a), Rules of the Court of Appeals.

For the foregoing reasons the judgment of the Trial Court is affirmed and the cause remanded for such further proceedings as may be necessary and collection of costs below. Costs of appeal are adjudged against Mr. Taylor and his surety.

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HOUSTON M. GODDARD, PRESIDING JUDGE